

DIRECTOR OF CENTRAL INTELLIGENCE
Security Committee

Attachment to
NFIB-D-5.1/61
3 March 1977

MEMORANDUM FOR: Executive Secretary, NFIB

FROM

:
Chairman

25X1

SUBJECT

: DCID 1/--, "Security Policy Concerning
Travel and Assignment of Personnel with
Access to Sensitive Compartmented
Information"

1. Attachment A to this memorandum is a revised draft of subject DCID. This proposed DCID was considered by the Board at its 17 June 1976 meeting and remanded to the Security Committee pending:

a. Consultation between the DCI's General Counsel, the General Counsel of NSA, and other legal counsels in the Intelligence Community, as appropriate, regarding legal aspects of the subject DCID.

b. More precise definition of categories of information having special sensitivity.

2. In his 28 January 1977 memo (attachment B), the CIA Associate General Counsel provided comments on the legal aspects of the DCID. He reported that it is believed that agencies may restrict the unofficial travel of employees who possess national security information, administrative sanctions may be imposed and that there is a basis to believe such sanctions would be upheld

May be downgraded to Unclassified
when removed from Attachments.



25X1

CONFIDENTIAL

by the courts. "Ultimate enforceability in the courts cannot be certain. But a strong factual situation--for example, current practices of a country of detaining, harassing or provoking such persons for the purpose of extracting information from them or to exploit them for probable espionage purposes--it would seem quite possible that the courts would uphold the regulations and sanctions enforcing them."

3. We have no current cases documented concerning personnel having access to Sensitive Compartmented Information (SCI) being harassed, detained or provoked for the purposes of extracting SCI during unofficial foreign travel. It is for this reason that we feel that all such persons should be alerted to the possible risks associated with travel to hazardous areas and provided with appropriate briefings on how to negate these risks.

4. The more precise definition of categories of information having special sensitivity has been incorporated in the DCID as requested. The NSA member does not concur in this definition and submitted alternate language which would considerably enlarge the number of persons affected. NSA's proposed section 4a on Unofficial Travel is found at Attachment 1 to the DCID.

5. It is requested that this DCID be made an NFIB agenda item in the near future.



25X1

Attachments

(15 February 1977)